

**UNITED STATES DISTRICT COURT**

**MIDDLE DISTRICT OF TENNESSEE**

NIKKI BOLLINGER GRAE, Individually and	)	Civil Action No. 3:16-cv-02267
on Behalf of All Others Similarly Situated,	)	
	)	Honorable Aleta A. Trauger
Plaintiff,	)	
	)	Magistrate Judge Jeffrey S. Frensley
vs.	)	
	)	
CORRECTIONS CORPORATION OF	)	
AMERICA, et al.,	)	<u>DEMAND FOR JURY TRIAL</u>
	)	
Defendants.	)	
_____	)	

**CORECIVIC’S UNOPPOSED MOTION FOR TWO EXCESS PAGES FOR ITS REPLY  
BRIEF**

Defendant CoreCivic, Inc. (“CoreCivic”) respectfully requests that the Court grant relief from the 5-page limit for its reply brief set forth in Local Rule 7.01(a), and allow CoreCivic to file a 7-page reply brief in further support of CoreCivic’s Motion to Determine Sufficiency of Responses to CoreCivic’s First Set of Requests for Admission and Compel Further Responses to CoreCivic’s First Set of Requests for Admission and Second Set of Interrogatories (ECF No. 250). Pursuant to the Court’s July 16, 2020 Order, “[r]esponses and replies shall be filed in accordance with Rule 7.01(a).” ECF No. 244. Rule 7.01(a) in turn provides that an “optional reply memorandum may be filed within seven (7) days after service of the response, and shall not exceed (5) pages without leave of Court.” M.D. Tenn. L.R. 7.01(a).

Lead Plaintiff Amalgamated Bank’s (“Plaintiff”) response brief raises new arguments that were not raised in the parties’ meet and confers. Specifically, Plaintiff argues for the first time that it is not required to respond to certain discovery requests based on CoreCivic’s own statements, that Plaintiff lacks sufficient information to respond to CoreCivic’s discovery requests, and that CoreCivic’s discovery requests cannot be answered as phrased. *See generally* Opp., ECF No. 262. Plaintiff also advances for the first time new explanations for its deficient responses not raised during meet and confers. *See, e.g., id.* at 17–18. CoreCivic thus respectfully requests a modest two-page extension to the 5-page limit set forth in Local Rule 7.01(a) to address these new arguments and explanations. Given time constraints and the complexity of the issues, CoreCivic is concurrently filing its proposed 7-page reply brief and supporting declaration and exhibits.

CoreCivic’s counsel has conferred with Plaintiff’s counsel regarding this extension and Plaintiff’s counsel does not oppose this request. A proposed order is attached as an exhibit hereto.

DATED: August 17, 2020

Respectfully submitted:

/s/ Steven A. Riley

Steven A. Riley (TN #6258)  
Milton S. McGee, III (TN #024150)  
RILEY WARNOCK & JACOBSON, PLC  
1906 West End Avenue  
Nashville, TN 37203  
T: (615) 320-3700  
F: (615) 320-3737  
sriley@rwjplc.com  
tmcgee@rwjplc.com

David J. Schindler (admitted *pro hac vice*)  
Brian T. Glennon (admitted *pro hac vice*)  
Meryn C. N. Grant (admitted *pro hac vice*)  
LATHAM & WATKINS LLP  
355 South Grand Ave., Suite 100  
Los Angeles, CA 90071  
T: (213) 485-1234  
F: (213) 891-8763  
david.schindler@lw.com  
brian.glennon@lw.com  
meryn.grant@lw.com

Morgan E. Whitworth (admitted *pro hac vice*)  
LATHAM & WATKINS LLP  
505 Montgomery Street, Suite 2000  
San Francisco, CA 94111  
T: (415) 391-0600  
F: (415) 395-8095  
morgan.whitworth@lw.com

Sarah A. Tomkowiak (admitted *pro hac vice*)  
LATHAM & WATKINS LLP  
555 Eleventh Street, NW, Suite 1000  
Washington, DC 20004-1304  
T: (202) 637-2335  
F: (415) 637-2201  
sarah.tomkowiak@lw.com

*Attorneys for Defendants Corrections Corporation  
of America, Damon T. Hininger, David M.  
Garfinkle, Todd J. Mullenger, and Harley G.  
Lappin*

**CERTIFICATE OF SERVICE**

I hereby certify that service of the foregoing document was made upon the following Filing Users through the Electronic Filing System:

Paul Kent Bramlett  
Robert Preston Bramlett  
BRAMLETT LAW OFFICES  
40 Burton Hills Blvd., Suite 200  
P.O. Box 150734  
Nashville, TN 37215  
pknashlaw@aol.com  
robert@bramlettlawoffices.com

Jeremy A. Lieberman  
J. Alexander Hood II  
Marc C. Gorrie  
POMERANTZ LLP  
600 Third Ave., 20th Floor  
New York, NY 10016  
jalieberman@pomlaw.com  
ahood@pomlaw.com  
mgorrie@pomlaw.com

Jerry E. Martin  
BARRETT JOHNSTON MARTIN &  
GARRISON, LLC  
Bank of America Plaza  
414 Union Street  
Suite 900  
Nashville, TN 37219  
jmartin@barrettjohnston.com

Patrick V. Dahlstrom  
POMERANTZ LLP  
10 South La Salle St., Suite 3505  
Chicago, IL 60603  
pdahlstrom@pomlaw.com

Michael Goldberg  
Brian Schall  
GOLDBERG LAW PC  
1999 Avenue of the Stars  
Suite 100  
Los Angeles, CA 90067  
michael@goldberglawpc.com  
brian@goldberglawpc.com

Christopher T. Cain  
SCOTT & CAIN  
550 W Main Avenue  
Suite 601  
Knoxville, TN 37902  
cain@scottandcain.com

James A. Holifield, Jr.  
HOLIFIELD JANICH RACHAL &  
ASSOCIATES, PLLC  
11907 Kingston Pike  
Suite 201  
Knoxville, TN 37934  
aholifield@holifieldlaw.com

Christopher Hamp Lyons  
Christopher M. Wood  
ROBBINS GELLER RUDMAN  
& DOWD LLP  
414 Union Street  
Suite 900  
Nashville, TN 37219  
clyons@rgrdlaw.com  
cwood@rgrdlaw.com

Dennis J. Herman  
Willow E. Radcliffe  
Kenneth J. Black  
ROBBINS GELLER RUDMAN  
& DOWD LLP  
Post Montgomery Center  
One Montgomery Street, Suite 1800  
San Francisco, CA 94104  
dennish@rgrdlaw.com  
willowr@rgrdlaw.com  
kennyb@rgrdlaw.com

this 17th day of August, 2020.

/s/ Steven A. Riley  
Steven A. Riley